



W.P.(MD)No.12806 of 2017

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.08.2024

CORAM

THE HON'BLE MR.JUSTICE ABDUL QUDDHOSE

W.P.(MD)No.12806 of 2017

P.Samathanam

: Petitioner

Vs.

1.The Superintendent of Police,
Virudhunagar District,
Virudhunagar.

2.The Superintendent of Police,
Ramnad District,
Ramnad.

: Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying for a Writ of Certiorarified Mandamus, to call for the records in pursuant to the first respondent proceedings in Na.Ka.No.H1/52676/2014 dated 17.10.2016 and quash the same as devoid of merits and direct the first respondent to pay the petitioner's husband deceased police constable Ponnaiah (PC.1615)'s terminal benefits and family pension to this petition within the period stipulated by this Court.



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For Petitioner : Ms.M.Kanchammal
for Mr.S.Selvakumar
For Respondents : Mrs.D.Farjana Ghoushia
Special Government Pleader

ORDER

This Writ Petition has been filed challenging the order of the first respondent rejecting the representation of the petitioner seeking for terminal benefits and family pension in respect of her late husband Ponnaiah, who was a Police Constable.

2.Learned Special Government Pleader appearing for the respondents would submit that Ponnaiah, the husband of the petitioner was dismissed from service on 22.06.1963. The petitioner's husband died on 08.09.2003. She would further submit that during the life time of Ponnaiah, no claim was made by him seeking for pension.

3.However, as seen from the affidavit filed in support of this writ petition, the petitioner claiming to be the wife of the deceased Ponniah has filed this Writ Petition in the year 2017, seeking for family pension and other terminal benefits in respect of Ponnaiah, her deceased husband, who died in the year 2003. When the employee Ponnaiah himself had not claimed any pension while he



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was alive, the question of payment of family pension and terminal benefits as claimed in this writ petition by his wife does not arise, that too when the writ petition has been filed only in the year 2017 though Ponnaiah was dismissed from service in the year 1963 and he also died in the year 2003.

4.In the result, there is no merit in this Writ Petition.

5.Accordingly, this Writ Petition stands dismissed. There shall be no order as to costs.

09.08.2024

Index :Yes / No

Internet : Yes / No

NCC : Yes/No

MR



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To

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Virudhunagar District,
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ABDUL QUDDHOSE, J.

MR

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